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PENNIE & EDMONDS LLP 1155 AVENUE OF THE AMERICAS NEW YORK, NY 10036

In re Application of

Ding et al

Serial No.: 10/603,115

Filed: June 24, 2003

For: Drug Coating With Topcoat

**DECISION ON PETITION** 

This is in response to applicants' petition filed September 19, 2003, to make the above-identified application special under the provisions of 37 CFR 1.102(d), based on infringement.

Applicant has satisfied the provisions set forth in M.P.E.P. 708.02, II. Therefore the petition is **GRANTED**.

The application will be forwarded to the examiner for action on the merits commensurate with this decision.

Should there be any questions with regard to this letter please contact John Kittle by letter addressed to the Director, Technology Center 3700/2900, or by telephone at (703) 308-0873 or by facsimile transmission at (703) 308-3139.

John E. Kittle

Director

Technology Center 3700/2900

In E. Kitt